

JUL - 7 2006

**MARY L.M. MORAN**  
CLERK OF COURT

**IN THE DISTRICT COURT OF GUAM  
TERRITORY OF GUAM  
CRIMINAL MINUTES  
SENTENCING**

CASE NO.: CR-05-00048-001

DATE: July 07, 2006

HON. Wm. FREMMING NIELSEN, Designated Judge, Presiding

Law Clerk: Mary Lou Johnson

Court Reporter: Wanda Miles

Courtroom Deputy: Leilani Toves Hernandez

Electronically Recorded: 8:38:09 - 8:49:40

CSO: B. Pereda

**APPEARANCES:**

Defendant: Dan Zhu

Attorney: William Gavras

☒ Present ☒ Custody ☐ Bond  
☐ P.R.

☒ Present ☐ Retained  
☐ FPD ☒ CJA

U.S. Attorney: Karon Johnson

U.S. Agent:

U.S. Probation: Carleen Borja

U.S. Marshal: V. Roman

Interpreter: Foo Mee Chun Clinard

Language: Mandarin

☐ Sworn ☒ Previously Sworn

**PROCEEDINGS: Sentencing**

- Court Stated the Appropriate Base Offense Levels:  
Base Offense Level: 12  
Total Offense Level: 10  
Criminal History Category: I
- No Objections by the Government and Defense
- Attorney for Defendant Addressed the Court and Made its Recommendation
- Defendant Addressed the Court and Apologized
- Government Addressed the Court and Made its Recommendation
- Government's Oral Motion for Downward Departure Granted
- Defendant Committed to the Bureau of Prisons for a Term of Time Served
- Upon Release from Imprisonment, Defendant Is Placed on Supervised Release for a Term of 3 years, with Conditions (Refer to Judgment for Conditions of Supervised Release)
- All Fines Waived by the Court
- Defendant Was Ordered to Pay a Special Assessment Fee of \$100.00.
- Court Stated the Justification of the Sentence Imposed
- Defendant Was Advised of Her Appeal Rights
- Defendant Remanded to the Custody of the U.S. Marshals Service for Processing

NOTES: